

**CITY OF AMSTERDAM
2019 HUD CDBG PROGRAM**

ENVIRONMENTAL REVIEW RECORD

**GRANT # 32HR338-19
HOUSING REHABILITATION PROGRAM**

- _____ Designation of Certifying Officer (Form 2-1)
- _____ Project Description & Activities
- _____ Certification of NEPA Classification (Form 2-3)
- _____ Certification of SEQRA Classification (Form 2-3A)
- _____ NEPA Classification Checklist (Form 2-4)
- _____ Statutory Checklist (Form 2-5)
- _____ SHPO Review and Response (To Be Addressed in Tier II Review)
- _____ THPO Review and Response (To Be Addressed in Tier II Review)
- _____ US Fish & Wildlife Review
- _____ DEC Mapping of Habitat for Northern Long Eared Bat
- _____ Coastal Zone Mapping
- _____ Airport Mapping
- _____ Sole Source Aquifer Mapping
- _____ Wild & Scenic River Mapping
- _____ DEC Environmental Resource Mapping
- _____ Affidavit of Publication of NOI/RROF
- _____ List of Agencies Notified
- _____ Release of Funds and Certification (Form 1-3)

**DESIGNATION OF CERTIFYING OFFICER AND
ENVIRONMENTAL RESPONSIBILITY CERTIFICATION**

04/09/2020

(Date)

Nina Krupski

(Name of OCR Community/Economic Developer)

Office of Community Renewal

Hampton Plaza

38-40 State Street, 4th Floor

Albany, New York 12207

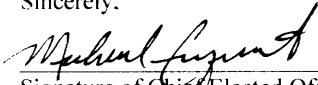
RE: CDBG Project Number: 32HR338-19

Dear Ms. Krupski:

I, Michael Cinquanti, the authorized signatory for
(Name of Chief Elected Official)
City of Amsterdam do attest that:
(Name of CDBG Recipient)

- I understand that any projects that include CDBG funds must be assessed in accordance with the National Environmental Policy Act of 1969 (NEPA) and the related authorities listed at 24 CFR Part 58.
- I understand that, except for actions involving activities determined to be Exempt (per 24 CFR 58.34 and NYS Office of Community Renewal procedures), ***no physical alteration to individual sites can occur nor can funds for those activities be committed or expended until receipt of an environmental clearance letter*** from the Housing Trust Fund Corporation and, for any subsequently identified specific sites, site-specific reviews are completed for which the Certifying Officer determines that there are no unanticipated impacts nor impacts not adequately addressed in the program review related to the environmental clearance letter and said Officer certifies such determination.
- I understand that should any part of a project site be physically altered, funds be committed, or funds be expended prior to receiving the appropriate environmental clearances, that the site will not be eligible for CDBG funding and the City of Amsterdam may be responsible for any costs incurred except under the following circumstance: in the case of Exempt activities, concurrence from the NYS Office of Community Renewal that the particular action is Exempt prior to any physical alterations unless that action is taken to address an emergency situation in which case concurrence must be obtained no later than the first regular business day following such an event.
- I also notify you that Michael Cinquanti, Mayor, is
(Name of Certifying Officer) (Title)
designated as the ***Certifying Officer*** responsible for all activities associated with the environmental review process to be completed in conjunction with NYS CDBG project number 32HR338-19 awarded to City of Amsterdam.
(CDBG Project Number) (Name of CDBG Recipient)

Sincerely,


Signature of Chief Elected Official

Michael Cinquanti, Mayor

Typed Name and Title

PROJECT DESCRIPTION

Housing Rehabilitation Program

Activity Description - Overall Program Budget and Goals

The program will be the rehabilitation of owner occupied one and two family homes in the City of Amsterdam. Beneficiaries will be very low income families with incomes at or below 60% of area median income. The number of beneficiaries is expected to be 45 persons.

Rehab Costs - Rehabilitation costs for the units average approximately \$29,000 per unit. In addition, the rehabilitation specialist's services, lead risk assessments and clearance inspections, including lab fees, will run \$2,700 per dwelling unit, bringing total costs to \$31,700 per unit. The program will provide 100% grants to income qualified families living in one and two family owner occupied properties. Taking into account the above factors, the following is a summary of the goals and cost of the rehabilitation program:

Rehabilitation of Units in Low Income Owner Occupied Properties: (100% Grant)

Program Goal: 15 Dwelling Units

Total Rehab Cost: \$29,000 per unit times 15 Units = \$435,000

Total Program Delivery: \$2,700 Per Unit times 15 Units = \$40,500

The total cost to rehabilitate 15 substandard units is estimated at \$475,500 in CDBG funds. With an additional \$24,500 in administrative costs, the total CDBG budget is \$500,000. This represents the expenditures necessary to bring these 15 units into compliance with HUD Standards, local codes, and Housing Trust Fund Corporation Standards and pay for program delivery costs.

FORM 2-3

CERTIFICATION OF NEPA CLASSIFICATION

CDBG Project Number: 32HR338-19 Date 04/09/2020

Name and Title of Certifying Officer: Michael Cinquanti Title Mayor

Name of Responsible Entity: City of Amsterdam

Address (e.g., Street No. or P.O. Box): City Hall, 61 Church Street

Co/C/T/V, State, Zip Code+4: Amsterdam, New York NY 12010-4424

Telephone Number of Responsible Entity: (518) 841-4311

It is the finding of the City of Amsterdam that the activity(ies) proposed in its 2019 NYS CDBG
Name of CDBG Grant Recipient *Funding Year*

project, Housing Rehabilitation are:
Project Name


Check the applicable classification:

- ☐ Exempt as defined in 24 CFR 58.34 (a).
- ☐ Categorically Excluded as defined in 24 CFR 58.35(b).
- ☐ Categorically Excluded as defined in 24 CFR 58.35(a) and no activities are affected by federal environmental statutes and executive orders [i.e., exempt under 58.34(a)(12)].
- ☒ Categorically Excluded as defined in 24 CFR 58.35(a) and some activities are affected by federal environmental statutes and executive orders.

If neither exempt (24 CFR 58.34(a) nor categorically excluded (24 CFR 58.35(a) and (b) can be checked.
Form 2-6 Environmental Assessment will be required.

- ☐ Part or all of the project is located in an area identified as a floodplain or wetland.
For projects located in a floodplain or wetland, evidence of compliance with Executive Orders 11988 and/or 11990 is required.

- ☐ Affidavit of publication for Early Notice and Public Review of Proposed Activity Located in the 100 Year Floodplain attached
- ☐ Affidavit of publication for Final Notice and Public Explanation of Proposed Activity Located in the 100 Year Floodplain attached


Signature of Certifying Officer

FORM 2-3A
CERTIFICATION OF SEQRA CLASSIFICATION

CDBG Project Number: 32HR338-19 Date 04/09/2020

Name and Title of Certifying Officer: Michael Cinquanti Title Mayor

Name of Responsible Entity: City of Amsterdam

Address (e.g., Street No. or P.O. Box): City Hall, 61 Church Street

Co/C/T/V, State, Zip Code+4: Amsterdam, New York NY 12010-4424

Telephone Number of Responsible Entity: (518) 841-4311

It is the finding of the City of Amsterdam that the activity(ies) proposed in its 2019 NYS CDBG
Name of CDBG Grant Recipient *Funding Year*
project, Housing Rehabilitation are:
Project Name

Check the applicable classification:

- ☐ Type I Action (6NYCRR Section 617.4)
- ☐ Identify the Lead Agency _____
- ☐ Evidence of Lead Agency Declaration and Consent attached
- ☐ Copy of Environmental Notices Bulletin attached
- ☒ Type II Action (6NYCRR Section 617.5)
- ☐ Unlisted Action (not Type I or Type II Action)
- ☐ Identify the Lead Agency _____
- ☐ Evidence of Lead Agency Declaration and Consent attached

Check if applicable:

- ☐ Environmental Impact Statement (EIS) Prepared
- ☐ Draft EIS
- ☐ Final EIS



Signature of Certifying Officer

Form 2-4
NEPA Classification Checklist

CDBG Project Number: 32HR338-19 Date 04/09/2020

Name and Title of Certifying Officer: Michael Cinquanti Title Mayor

Name of Responsible Entity: City of Amsterdam

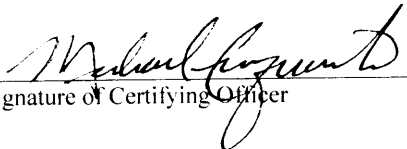
Address (e.g., Street No. or P.O. Box): City Hall, 61 Church Street

Co/C/T/V, State, Zip Code+4: Amsterdam, New York NY 12010-4424

Telephone Number of Responsible Entity: (518) 841-4311

Exempt Activities (24CFR58.34)
Select only one or more of the following that apply:

- ☐ Environmental and other studies, resource identification and development of plans and strategies [58.34(a)(1)].
- ☐ Information and financial services [58.34(a)(2)].
- ☒ Administration and management activities [58.34(a)(3)].
- ☐ Public services that will not have a physical impact or result in physical changes, such as services concerned with employment, crime prevention, child care, health, drug abuse, education, counseling, energy conservation and welfare or recreational needs [58.34(a)(4)].
- ☐ Inspections and testing of properties for hazards or defects [58.34(a)(5)].
- ☐ Purchase of insurance [58.34(a)(6)].
- ☐ Purchase of tools [58.34(a)(7)].
- ☐ Engineering or design costs [58.34(a)(8)].
- ☐ Technical assistance and training [58.34(a)(9)].
- ☐ Assistance for temporary or permanent improvements that do not alter environmental conditions and are limited to protection, repair or restoration activities necessary only to control or arrest the effects from physical disasters, imminent threats or physical deterioration [58.34(a)(10)].
- ☐ Payment of principal and interest on loans made or obligations guaranteed by HUD [58.34(a)(11)].
- ☐ Any of the categorical exclusions listed in 58.35(a), provided that there are no circumstances which require compliance with any other federal laws and authorities cited in 58.5 [58.34(a)(12)].



Signature of Certifying Officer

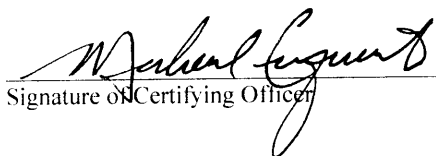
Form 2-4
NEPA Classification Checklist

CATEGORICALLY EXCLUDED ACTIVITIES [24 CFR 58.35(a)]

Activities in this section require compliance with related laws and authorities at 24 CFR 58.5 and 58.6

Select only one of the following:

- ☐ Acquisition, repair, construction, reconstruction, rehabilitation or installation of public facilities and improvements (other than buildings) when the facilities and improvements are in place and will be retained in the same use without change in size or capacity of more than 20 percent. Examples of this type of activity include replacement of water and sewer lines, reconstruction of curbs and sidewalks, street repaving [58.35(a)(1)].
- ☐ Special projects directed to the removal of material and architectural barriers that restrict the mobility of and accessibility to elderly and handicapped persons [58.35(a)(2)].
- ☒ Rehabilitation of buildings and improvements for residential use (with one to four units), where the density is not increased beyond four units, the land use is not changed, and the footprint of the building isn't increased in a floodplain or in a wetland [58.35(a)(3)(i)].
- ☐ Rehabilitation of multifamily residential buildings (with five or more units), when the following conditions are met: a) unit density is not changed more than 20 percent, b) the project does not involve changes in land use from residential to non-residential; and c) the estimated cost of rehabilitation is less than 75 percent of the total estimated cost of replacement after rehabilitation [58.35(a)(3)(ii)].
- ☐ Rehabilitation of non-residential structures, including commercial, industrial, and public buildings when the following conditions are met: a) the facilities and improvements are in place and will not be changed in size or capacity by more than 20 percent, and b) the activity does not involve a change in land use, such as from non-residential to residential, commercial to industrial or from one industrial use to another [58.35(a)(3)(iii)].
- ☐ An individual action on up to four dwelling units [not including rehabilitation (see 58.35(a)(3)(i) above)] where there is a maximum of four units on any one site. The units can be four one-unit buildings or one four-unit building or any combination in between [58.35(a)(4)(i)].
- ☐ Acquisition (including leasing) or disposition of an existing structure, equity loans on an existing structure, or acquisition (including leasing) of vacant land provided that the structure or land acquired, financed or disposed of will be retained for the same use [58.35(a)(5)].
- ☐ Any combination of the above activities [58.35(a)(6)].



Signature of Certifying Officer

Form 2-4
NEPA Classification Checklist

CATEGORICALLY EXCLUDED ACTIVITIES [24 CFR 58.35(b)]

*Activities in this section require compliance with related laws and authorities at 24 CFR 58.6 only**

Select only one of the following:

- ☐ Tenant-based rental assistance [58.35(b)(1)].
- ☐ Supportive services including, but not limited to, health care, housing services, permanent housing placement, day care, nutritional services, short-term payments for rent/mortgage/utility costs, and assistance in gaining access to local, state and federal government benefits and services [58.35(b)(2)].
- ☐ Operating costs including maintenance, equipment, supplies, staff training, staff recruitment, security, operation, utilities, furnishings and other incidental costs [58.35(b)(3)].
- ☐ Economic development activities, including but not limited to, equipment purchase, inventory financing, interest subsidy, operating expenses and similar costs not associated with construction or expansion of existing operations [58.35(b)(4)].
- ☐ Activities to assist homebuyers to purchase existing dwelling units or dwelling units under construction**, including closing costs and down payment assistance, interest buy downs, and similar activities that result in the transfer of title [58.35(b)(5)].
- ☐ Affordable housing pre-development costs including legal, consulting, developer and other costs related to obtaining site options, project financing, administrative costs and fees for loan commitments, zoning approvals, and other related activities which do not have a physical impact [58.35(b)(6)].
- ☐ Approval of supplemental assistance (including insurance or guarantee) to a project previously approved under this part, if the approval is made by the same responsible entity that conducted the environmental review on the original project and re-evaluation of the environmental finding is not required under 58.47 [58.35(b)(7)].

*If a responsible entity determines that an activity or project identified above, because of extraordinary circumstances or conditions at or affecting the location of the activity or project may have a significant environmental effect, an environmental assessment must be prepared and a determination of significance made.

**This exclusion applies only to financial assistance for purchase of existing for-sale homes or homes under construction. Homebuyer assistance for units not under construction is classified as Categorically Excluded. In all cases, for this exclusion to apply, the prospective buyer must have discretion regarding selection of properties within the target area.


Signature of Certifying Officer

**Form 2-5 Statutory Checklist
Environmental Review for Activity/Project that is
Categorically Excluded Subject to Section 58.5
Pursuant to 24 CFR 58.35(a)**

Project Information

Project Name & CDBG No.: City of Amsterdam CDBG Grant # 32HR338-19

Responsible Entity: City of Amsterdam

Grant Recipient: City of Amsterdam

State/Local Identifier: Housing Rehabilitation Program

Preparer: Nick Zabawsky

Certifying Officer Name and Title: Michael Cinquanti, Mayor

Consultant (if applicable): Nick Zabawsky

Direct Comments to: Nick Zabawsky

Project Location:

Scattered residential sites throughout the City of Amsterdam, New York

Description of the Proposed Project [24 CFR 50.12 & 58.32; 40 CFR 1508.25]:

The proposed project involves the rehabilitation of one and two family owner occupied homes in the City of Amsterdam. The project will include lead risk assessments, preparation of rehabilitation specifications, grants to low income homeowners, and rehabilitation activities, projected to cost approximately \$29,000 per dwelling unit.

Level of Environmental Review Determination:

Categorically Excluded per 24 CFR 58.35(a), and subject to laws and authorities at §58.5:

Funding Information

Grant Number	Federal/State/Other Program	Funding Amount
32HR338-19	HUD CDBG	\$500,000.00

Estimated Total HUD Funded Amount: \$500,000.00

Estimated Total Project Cost (HUD and non-HUD funds) [24 CFR 58.32(d)]: \$500,000.00

Compliance with 24 CFR 50.4, 58.5, and 58.6 Laws and Authorities

Record below the compliance or conformance determinations for each statute, executive order, or regulation. Provide credible, traceable, and supportive source documentation for each authority. Where applicable, complete the necessary reviews or consultations and obtain or note applicable permits of approvals. Clearly note citations, dates/names/titles of contacts, and page references. Attach additional documentation as appropriate.

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5 and §58.6	Are formal compliance steps or mitigation required?	Compliance determinations
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR 50.4 and 58.6		
Airport Hazards 24 CFR Part 51 Subpart D	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	No airports in City of Amsterdam, no clear zones within City limits.
Coastal Barrier Resources Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Amsterdam is not in a coastal area, not applicable.
Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Sites not yet selected. Homes assisted will be required to obtain flood insurance if in a flood hazard area.
Clean Air Clean Air Act, as amended, particularly section 176(c) & (d); 40 CFR Parts 6, 51, 93	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Asbestos abatement, if any, to be undertaken in accordance Section 12 of the Clean Air Act & 12NYCRR part 56.
Coastal Zone Management Coastal Zone Management Act, sections 307(c) & (d)	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Amsterdam is not in a coastal zone.
Contamination and Toxic Substances 24 CFR Part 50.3(i) & 58.5(i)(2)	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	As houses are selected an assessment of proximity to contamination and toxic sites will be undertaken.
Endangered Species Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	No critical habitat in City for endangered species, per consultation with US Fish and Wildlife and NYSDEC.
Explosive and Flammable Hazards 24 CFR Part 51 Subpart C	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Housing rehabilitation is excluded action under 24 CFR Part 51 subpart C
Farmlands Protection Farmland Protection Policy Act of 1981, particularly sections 1504(b) and 1541; 7 CFR Part 658	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Project is located in a fully urbanized area, no structures being built, not applicable.
Floodplain Management Executive Order 11988, particularly section 2(a); 24 CFR Part 55	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Sites not yet selected. No assistance will be provided to any house in a floodplain.
Historic Preservation National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	SHPO & THPO will be consulted for each house assisted through the program.

Noise Abatement and Control Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978: 24 CFR Part 51 Subpart B	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Moderate rehabilitation excluded under 24 CFR Part 51 subpart B.
Sole Source Aquifers Safe Drinking Water Act of 1974, as amended, particularly section 1424(e); 40 CFR Part 149	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Amsterdam is not located in proximity to sole source aquifers.
Wetlands Protection Executive Order 11990, particularly sections 2 and 5	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Activity all within urbanized developed areas, on existing buildings, wetlands not applicable.
Wild and Scenic Rivers Wild and Scenic Rivers Act of 1968, particularly section 7(b) and (c)	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	No wild and scenic rivers in proximity to project site.
ENVIRONMENTAL JUSTICE		
Environmental Justice Executive Order 12898	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Project will be undertaken in conformance with principles of Executive Order 12898.

STATE OR LOCAL STATUTES (to be added by Responsible Entity)		
State Historic Preservation Office (SHPO) Section 14.09 of the New York State Historic Preservation Act	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	SHPO will be consulted as houses are selected for impact on historic or archaeological resources.
State Environmental Quality Review Act (SEQRA) 6 NYCRR Part 617	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	SEQRA review done. Project was reviewed as a Type II action, no further actions necessary.
Coastal Zone Management Act (CZMA) 19 NYCRR Part 600	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Gloversville is not in a Coastal Zone.
	Yes <input type="checkbox"/> No <input type="checkbox"/>	

Field Inspection (Date and completed by): Nick Zabawsky 04/6/2020

Summary of Findings and Conclusions:

Project review indicates that the applicable State and Federal statutes that require consultation are historic resources (SHPO & THPO), and flood mapping for each house as houses are selected for participation in the program.

Mitigation Measures and Conditions [40 CFR 1505.2(c)]

Summarize below all mitigation measures adopted by the Responsible Entity to reduce, avoid, or eliminate adverse environmental impacts and to avoid non-compliance or non-conformance with the above-listed authorities and factors. These measures/conditions must be incorporated into project contracts, development agreements, and other relevant documents. The staff responsible for implementing and monitoring mitigation measures should be clearly identified in the mitigation plan.

Law, Authority, or Factor	Mitigation Measure
Historic Preservation	Individual houses will be rehabilitated per SHPO conditions.
Flood Insurance	Any house in a flood hazard area will be required to take out flood insurance.

Determination:

☐ This categorically excluded activity/project converts to **EXEMPT** per Section 58.34(a)(12), because it does not require any mitigation for compliance with any listed statutes or authorities, nor requires any formal permit or license: **Funds may be committed and drawn down after certification of this part** for this (now) EXEMPT project:

OR

☒ This categorically excluded activity/project cannot convert to Exempt status because one or more statutes or authorities listed at Section 58.5 requires formal consultation or mitigation. Complete consultation/mitigation protocol requirements, **publish NOI/RROF and obtain "Authority to Use Grant Funds"** (HUD 7015.16) per Section 58.70 and 58.71 before committing or drawing down any funds:

OR

☐ This project is not categorically excluded OR, if originally categorically excluded, is now subject to a full Environmental Assessment according to Part 58 Subpart E due to extraordinary circumstances (Section 58.35(c)).

Preparer Signature: _____ Date: 04/06/2020

Name/Title/Organization: Nicholas Zabawsky, President, Orion Management Company

Responsible Entity Agency Official Signature: _____

_____ Date: _____

Name/Title: Michael Cinquanti, Mayor

This original, signed document and related supporting material must be retained on file by the Responsible Entity in an Environmental Review Record (ERR) for the activity/project (ref: 24 CFR Part 58.38) and in accordance with recordkeeping requirements for the HUD program(s).



CITY OF AMSTERDAM, NEW YORK

Office of the Mayor

Mayor Michael Cinquanti

April 6, 2020

Ruth L. Pierpont
Deputy Commissioner for Historic Preservation
New York State Office of Parks, Recreation and Historic Preservation
P.O. Box 189
Waterford, New York 12188-0189

Re: City of Amsterdam
HUD CDBG Grant
Housing Rehabilitation Program
Grant # 32HR338-19

Dear Ms. Pierpont:

This letter will serve as notification that the City of Amsterdam will be conducting a housing rehabilitation program in the City, funded by HUD Community Development Block Grant funds administered through the New York State Office of Community Renewal.

A brief description of the program is attached on the following page. Once the individual sites are identified, information regarding each site will be submitted via the CRIS system for review and comment.

Should you have any questions or concerns, please feel free to contact this, office.

Sincerely,

Michael Cinquanti
Mayor

61 CHURCH STREET, AMSTERDAM, NEW YORK 12010
PHONE 518-841-4311 FAX 518-842-9064
mcinquanti@amsterdamny.gov



CITY OF AMSTERDAM, NEW YORK

Office of the Mayor

Mayor Michael Cinquanti

April 6, 2020

Arnold Printup, Tribal Historic Preservation Officer
Saint Regis Mohawk Tribe
412 State Route 37
Akwesasne, NY 13655

Re: City of Amsterdam
HUD CDBG Grant
Housing Rehabilitation Program
Grant # 32HR338-19

Dear Mr. Printup:

This letter will serve as notification that the City of Amsterdam will be conducting a housing rehabilitation program in the City, funded by HUD Community Development Block Grant funds administered through the New York State Office of Community Renewal.

A brief description of the program is attached on the following page. Once the individual sites are identified, information regarding each site will be submitted via the CRIS system for review and comment.

Should you have any questions or concerns, please feel free to contact this, office.

Sincerely,

Michael Cinquanti
Mayor

61 CHURCH STREET, AMSTERDAM, NEW YORK 12010
PHONE 518-841-4311 FAX 518-842-9064
mcinquanti@amsterdamny.gov



United States Department of the Interior



FISH AND WILDLIFE SERVICE
New York Ecological Services Field Office
3817 Luker Road

Cortland, NY 13045-9385

Phone: (607) 753-9334 Fax: (607) 753-9699

<http://www.fws.gov/northeast/nyfo/es/section7.htm>

In Reply Refer To:

April 05, 2020

Consultation Code: 05E1NY00-2019-SLI-1428

Event Code: 05E1NY00-2020-E-07076

Project Name: Amsterdam Housing Rehabilitation Program

Subject: Updated list of threatened and endangered species that may occur in your proposed project location, and/or may be affected by your proposed project

To Whom It May Concern:

The enclosed species list identifies threatened, endangered, proposed and candidate species, as well as proposed and final designated critical habitat, that may occur within the boundary of your proposed project and/or may be affected by your proposed project. The species list fulfills the requirements of the U.S. Fish and Wildlife Service (Service) under section 7(c) of the Endangered Species Act (ESA) of 1973, as amended (16 U.S.C. 1531 *et seq.*). This list can also be used to determine whether listed species may be present for projects without federal agency involvement. New information based on updated surveys, changes in the abundance and distribution of species, changed habitat conditions, or other factors could change this list.

Please feel free to contact us if you need more current information or assistance regarding the potential impacts to federally proposed, listed, and candidate species and federally designated and proposed critical habitat. Please note that under 50 CFR 402.12(e) of the regulations implementing section 7 of the ESA, the accuracy of this species list should be verified after 90 days. This verification can be completed formally or informally as desired. The Service recommends that verification be completed by visiting the ECOS-IPaC site at regular intervals during project planning and implementation for updates to species lists and information. An updated list may be requested through the ECOS-IPaC system by completing the same process used to receive the enclosed list. If listed, proposed, or candidate species were identified as potentially occurring in the project area, coordination with our office is encouraged. Information on the steps involved with assessing potential impacts from projects can be found at: <http://www.fws.gov/northeast/nyfo/es/section7.htm>

Please be aware that bald and golden eagles are protected under the Bald and Golden Eagle Protection Act (16 U.S.C. 668 *et seq.*), and projects affecting these species may require development of an eagle conservation plan (<http://www.fws.gov/windenergy/>

[eagle_guidance.html](#)). Additionally, wind energy projects should follow the Services wind energy guidelines (<http://www.fws.gov/windenergy/>) for minimizing impacts to migratory birds and bats.

Guidance for minimizing impacts to migratory birds for projects including communications towers (e.g., cellular, digital television, radio, and emergency broadcast) can be found at: <http://www.fws.gov/migratorybirds/CurrentBirdIssues/Hazards/towers/towers.htm>; <http://www.towerkill.com>; and <http://www.fws.gov/migratorybirds/CurrentBirdIssues/Hazards/towers/comtow.html>.

We appreciate your concern for threatened and endangered species. The Service encourages Federal agencies to include conservation of threatened and endangered species into their project planning to further the purposes of the ESA. Please include the Consultation Tracking Number in the header of this letter with any request for consultation or correspondence about your project that you submit to our office.

Attachment(s):

- Official Species List

Official Species List

This list is provided pursuant to Section 7 of the Endangered Species Act, and fulfills the requirement for Federal agencies to "request of the Secretary of the Interior information whether any species which is listed or proposed to be listed may be present in the area of a proposed action".

This species list is provided by:

New York Ecological Services Field Office

3817 Luker Road

Cortland, NY 13045-9385

(607) 753-9334

Project Summary

Consultation Code: 05E1NY00-2019-SLI-1428

Event Code: 05E1NY00-2020-E-07076

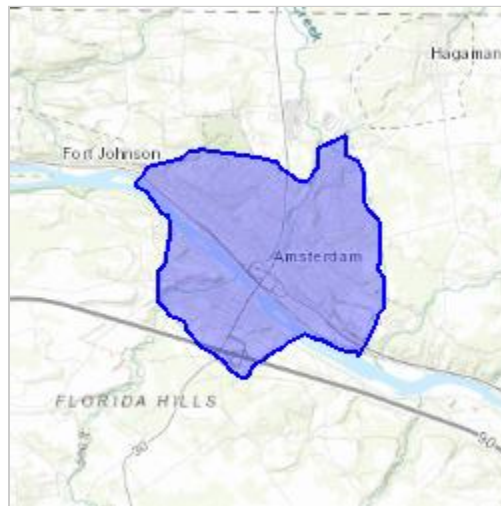
Project Name: Amsterdam Housing Rehabilitation Program

Project Type: Federal Grant / Loan Related

Project Description: Rehabilitation of one and two family homes in the City of Amsterdam on a scattered site basis.

Project Location:

Approximate location of the project can be viewed in Google Maps: <https://www.google.com/maps/place/42.94027271559023N74.18915385383991W>



Counties: Montgomery, NY

Endangered Species Act Species

There is a total of 0 threatened, endangered, or candidate species on this species list.

Species on this list should be considered in an effects analysis for your project and could include species that exist in another geographic area. For example, certain fish may appear on the species list because a project could affect downstream species.

IPaC does not display listed species or critical habitats under the sole jurisdiction of NOAA Fisheries¹, as USFWS does not have the authority to speak on behalf of NOAA and the Department of Commerce.

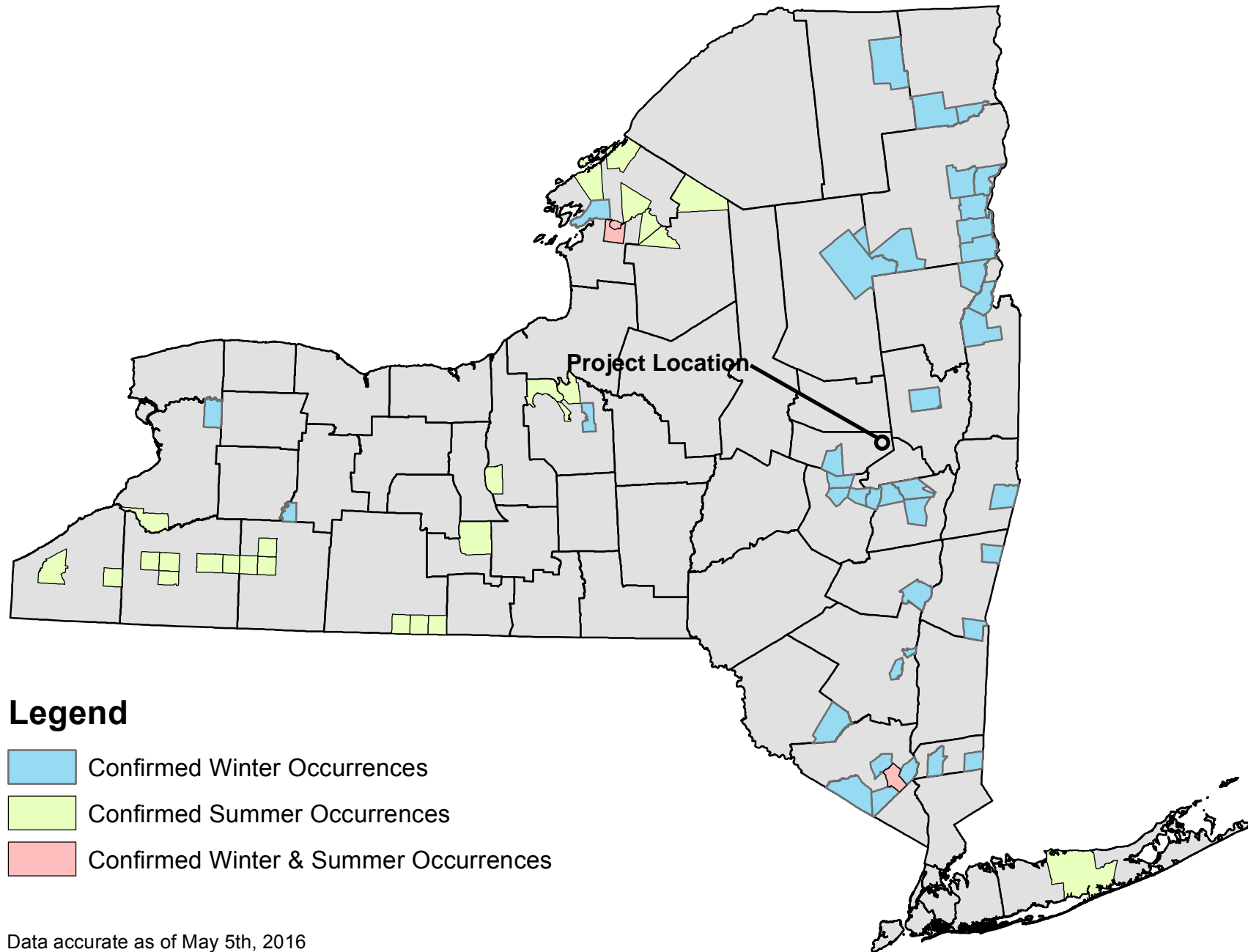
See the "Critical habitats" section below for those critical habitats that lie wholly or partially within your project area under this office's jurisdiction. Please contact the designated FWS office if you have questions.

-
1. [NOAA Fisheries](#), also known as the National Marine Fisheries Service (NMFS), is an office of the National Oceanic and Atmospheric Administration within the Department of Commerce.

Critical habitats

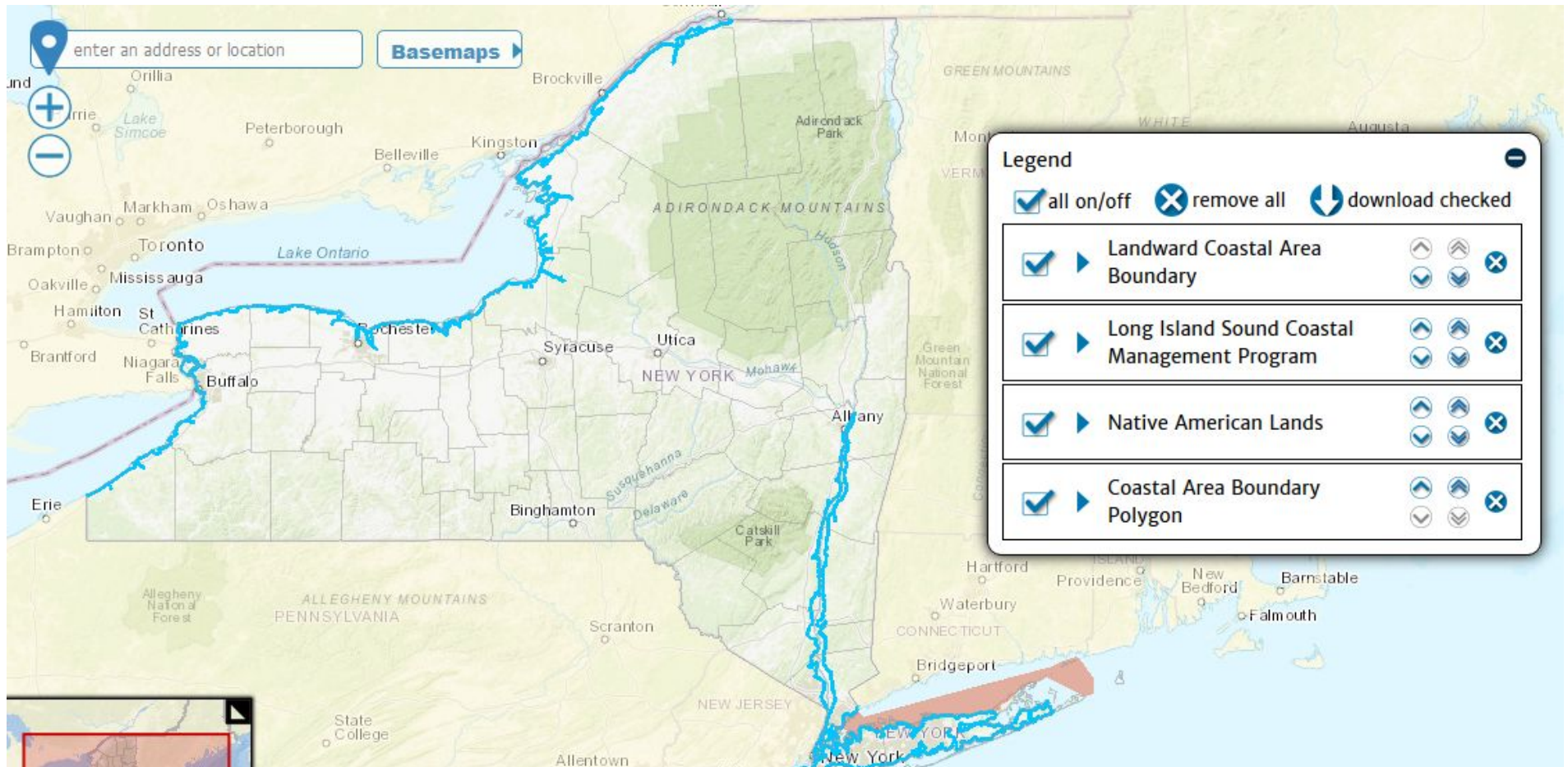
THERE ARE NO CRITICAL HABITATS WITHIN YOUR PROJECT AREA UNDER THIS OFFICE'S JURISDICTION.

Northern Long-eared Bat Occurrences by Town



County	Town	Winter	Summer
<i>Albany</i>	Guilderland	Yes	
	Knox	Yes	
	New Scotland	Yes	
<i>Allegany</i>	Belfast		Yes
	Caneadea		Yes
	New Hudson		Yes
<i>Cattaraugus</i>	Franklinville		Yes
	Little Valley		Yes
	Lyndon		Yes
	Mansfield		Yes
	New Albion		Yes
<i>Cayuga</i>	Ledyard		Yes
<i>Chautauqua</i>	Chautauqua		Yes
	Ellington		Yes
<i>Clinton</i>	Ausable	Yes	
	Black Brook	Yes	
<i>Columbia</i>	Ancram	Yes	
	Canaan	Yes	
<i>Erie</i>	Collins		Yes
	Newstead	Yes	
<i>Essex</i>	Crown Point	Yes	
	Elizabethtown	Yes	
	Minerva	Yes	
	Moriah	Yes	
	Ticonderoga	Yes	
	Westport	Yes	
<i>Franklin</i>	Bellmont	Yes	
<i>Greene</i>	Catskill	Yes	
<i>Hamilton</i>	Indian Lake	Yes	
<i>Jefferson</i>	Alexandria		Yes
	Brownville	Yes	
	Champion		Yes
	Clayton		Yes
	Le Ray		Yes
	Watertown	Yes	Yes
<i>Lewis</i>	Denmark		Yes
	Diana		Yes
<i>Livingston</i>	Portage	Yes	
<i>Montgomery</i>	Root	Yes	

<i>Onondaga</i>	Clay		Yes
	De Witt	Yes	
	Geddes		Yes
	Lysander		Yes
<i>Orange</i>	Blooming Grove	Yes	
	Highlands	Yes	
	Tuxedo	Yes	
	Warwick	Yes	
	Woodbury	Yes	Yes
<i>Putnam</i>	Putnam Valley	Yes	
	Southeast	Yes	
<i>Rensselaer</i>	Berlin	Yes	
<i>Saratoga</i>	Greenfield	Yes	
<i>Schoharie</i>	Carlisle	Yes	
	Cobleskill	Yes	
	Schoharie	Yes	
	Wright	Yes	
<i>Schulyer</i>	Hector		Yes
<i>Steuben</i>	Caton		Yes
	Lindley		Yes
	Tuscarora		Yes
<i>Suffolk</i>	Brookhaven		Yes
<i>Sullivan</i>	Manmakating	Yes	
<i>Ulster</i>	Kingston	Yes	
	Rosendale	Yes	
<i>Warren</i>	Hague	Yes	
<i>Washington</i>	Dresden	Yes	
	Fort Ann	Yes	



New York State Coastal Zone Areas

New York State Public Use Airports



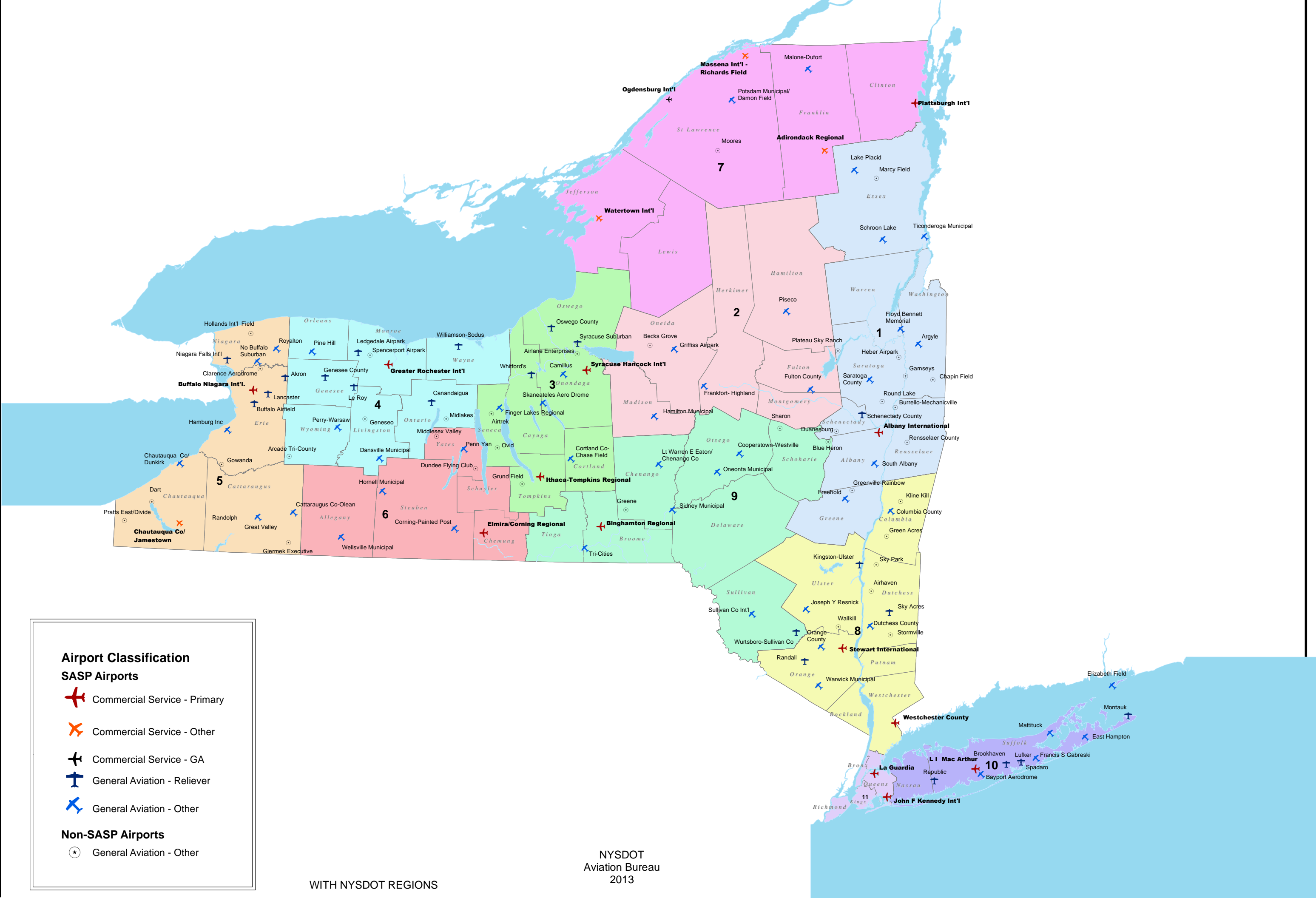
Airport Classification

SASP Airports

- Commercial Service - Primary
- Commercial Service - Other
- Commercial Service - GA
- General Aviation - Reliever
- General Aviation - Other

Non-SASP Airports

- General Aviation - Other



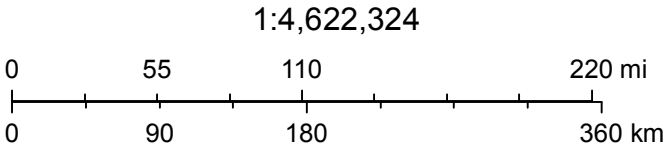
WITH NYSDOT REGIONS



3/31/2019, 11:25:46 AM

Sole Source Aquifers - Labels
SSA

Sole Source Aquifers in New York State



Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand), NGCC, © OpenStreetMap contributors, and the GIS User Community



WILD AND SCENIC RIVERS IN NEW YORK STATE




Environmental Resource Mapper

Search

Tools

Layers and Legend

☒ State Regulated Freshwater Wetlands☐ State Regulated Wetland Checkzone ☒ Significant Natural Communities☐ Natural Communities Near This Location ☒ Rare Plants or Animals

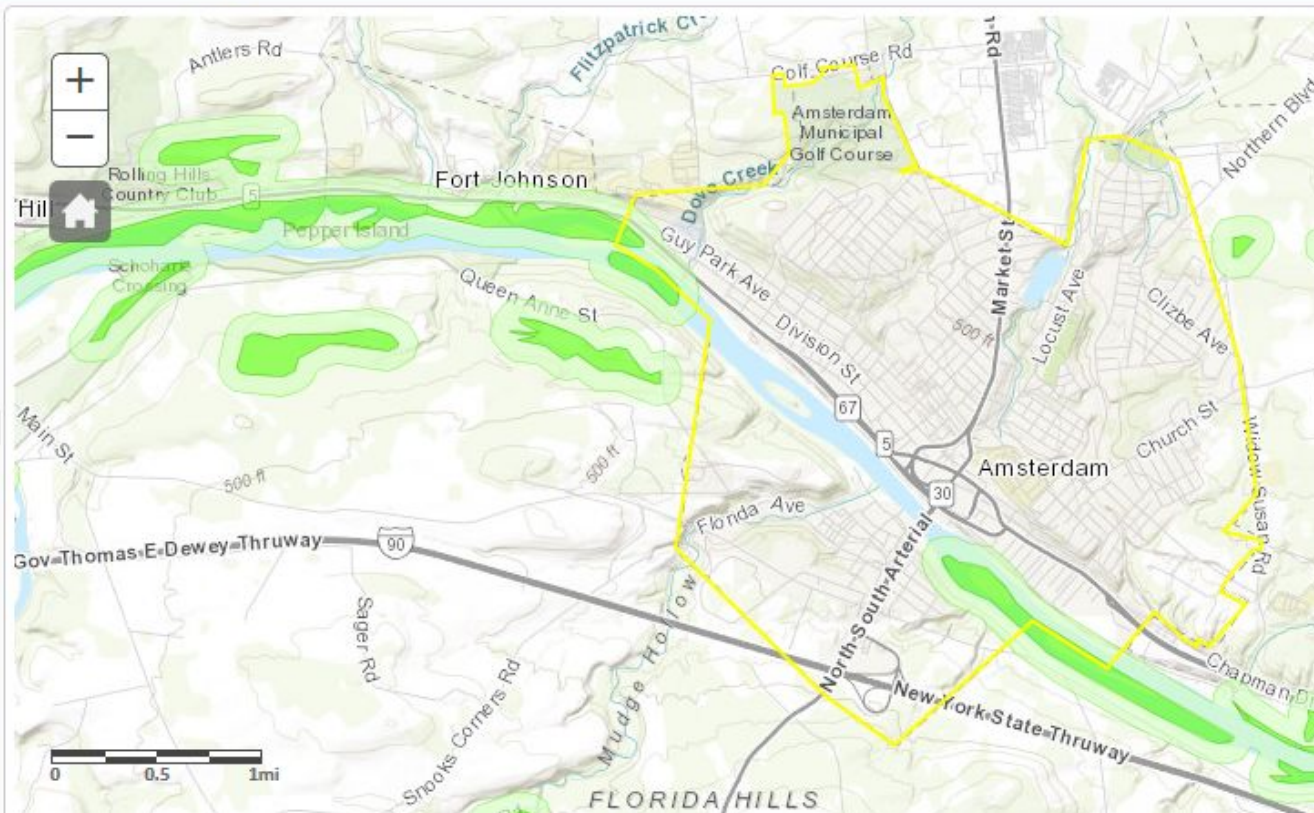
Other Wetland Layers

Reference Layers

Tell Me More...

Need A Permit?

Contacts



NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS (NOIRROF)

April 27, 2020

City of Amsterdam
City Hall, 61 Church Street
Amsterdam, NY 12010
518-841-4311

On or about May 5, 2020 the City of Amsterdam will submit a request to the Office of Community Renewal for the release of CDBG funds under Title 1 of the Housing and Community Development Act of 1974, as amended, to undertake a project known as a housing rehabilitation program for the purpose of rehabilitating an estimated 15 dwelling units in the City of Amsterdam at an estimated cost of \$500,000. These houses will be one and two family owner occupied homes, and the project will be undertaken on a scattered site basis.

The activities proposed are categorically excluded under HUD regulations at 24 CFR Part 58 from National Environmental Policy Act requirements. An Environmental Review Record (ERR) that documents the environmental determinations for this project is on file at the offices of the Amsterdam Urban Renewal Agency, City Hall, 61 Church Street, Amsterdam, NY 12010 and will be made available to the public by requesting a copy by email at amst.ura@gmail.com or by calling 518-843-0604. Interested parties are advised not to come to City Hall in person, as City Hall is closed to the public due to the COVID-19 outbreak. Arrangements will be made to provide the ERR by email or by regular mail. The ERR can also be accessed online at <https://www.amsterdamny.gov/downloads/urban-renewal-agency>.

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to the City Clerk's Office, City Hall, 61 Church Street, Amsterdam, New York 12010 or by email to amst.ura@gmail.com. All comments received by May 4, 2020 will be considered by the City of Amsterdam prior to submission of a request for release of funds.

RELEASE OF FUNDS

The City of Amsterdam certifies to the Office of Community Renewal (OCR) that Michael Cinquanti in his capacity as Mayor consents to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. The Office of Community Renewal's acceptance of the certification satisfies its responsibilities under NEPA and allows the City of Amsterdam to use Program funds.

OBJECTIONS TO RELEASE OF FUNDS

The Office of Community Renewal will accept objections to its release of funds and the City of Amsterdam's certification for a period of fifteen days following the anticipated submission date or its actual receipt of the request (whichever is later) only if they are on one of the following bases: (a) the certification was not executed by the Certifying Officer of the City of Amsterdam; (b) the City of Amsterdam has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR part 58; (c) the grant recipient or other participants in the development process have committed funds, incurred costs or undertaken activities not authorized by 24 CFR Part 58 before approval of a release of funds by the Office of Community Renewal; or (d) another Federal agency acting pursuant to 40 CFR Part 1504 has submitted a written finding that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58, Sec. 58.76) and shall be addressed to OCR at Crystal.Loffler@nyshcr.org. Potential objectors should contact OCRINFO@nyshcr.org via email to verify the actual last day of the objection period

Michael Cinquanti, Mayor
Certifying Officer

CITY OF AMSTERDAM
HOUSING REHABILITATION PROGRAM
LIST OF AGENCIES NOTIFIED

NYS Department of Environmental Conservation
Division of Environmental Permits
625 Broadway, 4th Floor
Albany, NY 12207

NYS Department of Environmental Conservation
Regional Director
1150 N. Westcott Road
Schenectady, NY 12306-2014

US Environmental Protection Agency
Division of Environmental Protection and Planning
US EPA Region II
290 Broadway, 25th Floor
New York, New York 10007-1866

US Environmental Protection Agency
Office of Federal Activities
Ariel Rios Building
1200 Pennsylvania Avenue NW
Mail Code: 2251A
Washington D.C. 20460

Nina Krupski
NYS Housing Trust Fund Corporation
Office of Community Renewal
Hampton Plaza
38-40 State Street, 9th Floor
Albany, NY 12207